

1 LAURA ROMERO,

2 Plaintiff,

3 v.

4 CAROLYN W. COLVIN,

5 Defendant.

6 Case No. [14-cv-02046-MEJ](#)

7 **ORDER RE: STATEMENTS OF FACTS**

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10 As set forth in the Procedural Order for Social Security Review Actions (Dkt. No. 4), this

11 matter will be deemed submitted for decision without oral argument based on the parties' motions

12 for summary judgment and/or remand. In connection with their motions, the parties shall file

13 either a joint statement or separate statements of facts setting forth all relevant medical evidence

14 and written and oral testimony in the Administrative Record (Dkt. No.13). Accordingly, the Court

15 ORDERS the parties to meet and confer by January 7, 2015 for the purpose of determining

16 whether they are able to file a joint statement of facts in the record, or whether it is necessary for

17 the parties to file separate statements of facts.

18 **A. Joint Statement of Facts**

19 If the parties are able to agree on a joint statement of facts, the statement shall be signed by

20 both parties and filed at the same time Defendant files her cross-motion. Each fact must be set

21 forth in a separately numbered paragraph and cite to a specific portion of the Administrative

22 Record where the fact finds support.

23 **B. Separate Statements of Facts**

24 If the parties are unable to agree on a joint statement of facts, they shall comply with the

25 following requirements for separate statements of facts.

26 1. Plaintiff's Separate Statement of Facts

27 At least one week prior to the filing deadline for Defendant's cross-motion, Plaintiff must

28 file a statement setting forth each fact from the Administrative Record on which Plaintiff relies in

1 support of her motion, including all relevant medical evidence and written and oral testimony in
2 the Administrative Record. Each fact must be set forth in a separately numbered paragraph and
3 cite to a specific portion of the Administrative Record where the fact finds support.

4 2. Defendant's Statement of Facts

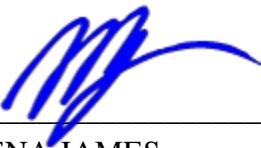
5 At the time Defendant files the cross-motion for summary judgment or for remand,
6 Defendant must also file a statement, separate from the motion and memorandum of law, setting
7 forth: (a) for each paragraph of Plaintiff's separate statement of facts, a correspondingly numbered
8 paragraph indicating whether Defendant disputes the statement of fact as set forth by Plaintiff and,
9 if disputed, a reference to the specific portion of the Administrative Record supporting
10 Defendant's position; and (b) any additional facts from the Administrative Record on which
11 Defendant relies in support of the motion. Each additional fact must be set forth in a separately
12 numbered paragraph and cite to a specific portion of the Administrative Record where the fact
13 finds support.

14 3. Reply Statement of Facts

15 If Defendant sets forth additional facts in the cross-motion, Plaintiff shall file a statement,
16 separate from the reply brief, with correspondingly numbered paragraphs indicating whether
17 Plaintiff disputes the statement of fact as set forth by Defendant and, if disputed, a reference to the
18 specific portion of the Administrative Record supporting Plaintiff's position.

19 **IT IS SO ORDERED.**

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21 Dated: December 24, 2014

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24 MARIA-ELENA JAMES
25 United States Magistrate Judge
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